



Attorney Docket No. 50225-8044.US01

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Date: October 22, 2002

By: Symon Anderson

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

OCT 30 2002

IN RE APPLICATION OF: Singh, *et al.*

SERIAL NO.: 09/609,279

FILED: June 30, 2000

FOR: **MULTIPLEXED STRAND DISPLACEMENT
FOR NUCLEIC ACID DETERMINATIONS**

EXAMINER: Fredman

ART UNIT: 1645

CONFIRMATION NO.: 2587

TECH CENTER 1600/2900

Communication

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. On November 23, 2001, an Office action was mailed from the United States Patent and Trademark Office (USPTO). The Office action was identified on the Office Action Summary sheet as "Final". The Detailed Action omitted form paragraph 7.41 or 7.41.03 as recommended by MPEP §706.07(b) for a Final Rejection on First Action.

2. On March 25, 2002, Applicants timely filed a Response under 37 C.F.R. §1.111, which included a Request for Reconsideration of the finality of the rejection.

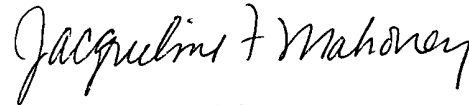
3. On July 18, 2002, in a telephone interview, Examiner Fredman stated that the finality of the Office Action indicated on the Office Action Summary sheet was a typographical error.

4. Applicants request a clarification of the status of the above-referenced application.

5. No fees are believed due. However, should the Commissioner determine that fees are due in order for this Amendment to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-2207.

The Examiner is invited to call the undersigned at (650) 838-4410 if a telephone conference would expedite the prosecution of the application.

Respectfully submitted,



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Date: October 22, 2002

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